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PATENT APPLICATION
09/390,420

09-08-05

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Takeshi (nmi) Hoshida et al.
Serial No.: 09/853,323
Filing Date: May 10, 2001
Group Art Unit: 2633
Examiner: Agustin Bello
Title: Method and System for Transmitting Information in an
Optical Communication System Using Distributed
Amplification

MAIL STOP: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

<p align="center">"EXPRESS MAIL" Express Mailing Label Number EV 322271975 US</p> <p>I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.</p> <p align="center"><i>Willie Jiles</i> _____ Willie Jiles</p> <p>Date: September 6, 2005</p>

Dear Sir:

NOTICE OF APPEAL

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed August 10, 2005 finally rejecting Claims 1-26.

This application is filed on behalf of a large entity.

Pursuant to 37 C.F.R. 1.17(b), a check in the amount of \$500.00 is attached herewith to cover the filing fee for this Notice of Appeal.

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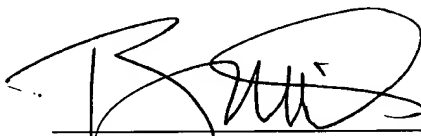
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The Commissioner is hereby authorized to charge any additional fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,
BAKER BOTTS L.L.P.
Attorneys for Applicants

A handwritten signature in black ink, appearing to read 'B. W. Oaks', is written over a horizontal line.

Brian W. Oaks
Reg. No. 44,981

Date: September 6, 2005

Correspondence Address:

Customer Number 05073